

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SAKEENA S. MYRICK,	:	CIVIL ACTION
Plaintiff,	:	
	:	
v.	:	No.: 11-2791
	:	
COLLINGDALE BOROUGH AND	:	
POLICE OFFICER BRIAN FISH	:	
Defendant.	:	

**ORDER**

AND NOW, this 12TH day of October, 2012, upon consideration of Defendants Collingdale Borough and Police Officer Brian Fish's Motion for Partial Summary Judgment (Doc. No. 22) and Plaintiff's Response thereto (Doc. No. 24), and for the reasons set forth in the accompanying Memorandum, it is hereby **ORDERED** that the Borough of Collingdale is dismissed as a Defendant on all "Monell" claims by agreement of the parties. Summary judgment is **GRANTED** only as to Plaintiff's claims of excessive force in violation of 42 U.S.C. §1983, as well as to Plaintiff's claims of assault, battery, abuse of process, and intentional infliction of emotional distress. Summary judgment is **DENIED** in all other respects.

BY THE COURT:

/s/ Lynne A. Sitarski  
LYNNE A. SITARSKI  
UNITED STATES MAGISTRATE JUDGE